

computer program provided under a license that does not impose a license fee for certain rights; making stylistic changes; and generally relating to the Maryland Uniform Computer Information Transactions Act and the applicability of a certain implied warranty.

BY repealing and reenacting, with amendments,

Article - Commercial Law

Section 22-406(k)

Annotated Code of Maryland

(2000 Replacement Volume and 2000 Supplement)

BY adding to

Article - Commercial Law

Section 22-406(l)

Annotated Code of Maryland

(2000 Replacement Volume and 2000 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Commercial Law

22-406.

(k) The provisions of §§ 22-403 and 22-405 of this subtitle do not apply to:

(1) [An information/computer] COMPUTER INFORMATION OR A COMPUTER program provided for no fee, unless the [information/computer] COMPUTER INFORMATION OR COMPUTER program is provided in conjunction with the sale or lease of goods, services, [or another information/program] OTHER COMPUTER INFORMATION, OR ANOTHER COMPUTER PROGRAM; or

(2) [An information/computer] COMPUTER INFORMATION OR A COMPUTER program provided as a beta test or similar experimental version of the [information/computer] COMPUTER INFORMATION OR COMPUTER program.

(L) THE PROVISIONS OF § 22-403 OF THIS SUBTITLE DO NOT APPLY TO A COMPUTER PROGRAM PROVIDED UNDER A LICENSE THAT DOES NOT IMPOSE A LICENSE FEE FOR THE RIGHT TO THE SOURCE CODE, TO MAKE COPIES, TO MODIFY, AND TO DISTRIBUTE THE COMPUTER PROGRAM.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2001.

May 17, 2001

The Honorable Casper R. Taylor, Jr.
Speaker of the House
State House
Annapolis MD 21401